

IN THE

Court of Appeal of the State of California

IN AND FOR THE

Fifth Appellate District

**COURTROOM PROCEEDINGS**

The court met in its courtroom at 1:45 P.M. Present: Honorable Thomas A. Harris, Acting Presiding Justice; Honorable Rebecca A. Wiseman, Associate Justice; Honorable Betty L. Dawson, Associate Justice; Jennifer M. Rasmussen, certified shorthand reporter, and Leisa V. Biggers, Clerk/Administrator, by Joe G. Lopez, Senior Deputy Clerk.

**F050104 Fries v. Save Mart Supermarkets, Inc.**

Cause called and argued by Charles Trudrung Taylor, Esq., counsel for respondent. Nicholas Wagner, Esq., counsel for appellant waives oral argument.

Cause ordered submitted.

At this point Harris, Acting P.J. directs Wiseman, Acting P.J. to act as Presiding Justice in his absence, leaves the bench and is replaced by Kane, J.

**F050752 In re the Marriage of Brenda and Charles Neslon**

Cause called and argued by Charles Neslon, appellant in propria persona. No appearance by Brenda Nelson, respondent in propria persona.

Cause ordered submitted.

Court recessed until Tuesday, September 18, 2007 at 10:00 A.M.

**F053243 People v. Temple**

Appellant having filed an abandonment and/or request for dismissal of appeal, IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.

**F053413 Valerie P. v. The Superior Court of Tulare County; Tulare County Health and Human Services Agency**

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.

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**F051807      In re Jesse W., a Minor**

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

**F051807      In re Jesse W., a Minor**

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F047670      People v. Rodriguez, Jr.**

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

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**F047670      People v. Rodriguez, Jr.**

The true findings on the prior serious felony enhancement and strike allegations with respect to appellant's 1993 conviction of gross vehicular manslaughter while intoxicated are reversed; the sentence is vacated; and the matter is remanded for trial on, or admission of, those allegations, or other appropriate disposition. In all other respects, the judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F051294      People v. Garcia**

The judgment is affirmed. Ardaiz, P.J.

We concur: Vartabedian, J.; Dawson, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F053217      Doris A. v. Superior Court of Stanislaus; Stanislaus County Community Services Agency**

The petition for extraordinary writ is dismissed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]